

NO. PD-1061-19

FILED
COURT OF CRIMINAL APPEALS
5/28/2021
DEANA WILLIAMSON, CLERK

**IN THE COURT OF
CRIMINAL APPEALS OF TEXAS**

ORLANDO ORTIZ,
Appellant,

v.

THE STATE OF TEXAS,
Appellee.

**APPELLANT'S MOTION TO EXTEND TIME TO FILE
MOTION FOR REHEARING**

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

NOW COMES APPELLANT ORLANDO ORTIZ and moves for reconsideration, and states as follows:

1. Appellant's Motion for Rehearing was due to this Court on or before Monday, May 24, 2021.
2. Appellant was previously granted a 60-day extension of time to file his motion for rehearing.
3. On Friday, May 21, 2021, Appellant's appointed counsel's newborn son, who was 27 days old at the time, exhibited a fever and was taken to the emergency room

at Methodist Children's hospital in San Antonio, Texas. Appellant's appointed counsel's son was admitted and was not released until the afternoon of May 25, 2021. Appellant's appointed counsel stayed at the hospital with his son and wife continuously from the time of admission to his discharge and was unable to complete Appellant's motion for rehearing as a result that hospital stay.

4. Appellant requests leave to extend the time to file his motion for rehearing to today, May 27, 2021.

5. Appellant files this motion to extend time within 15 days from the deadline to file the motion for rehearing.

6. Good cause exists to grant leave.

Wherefore, premises considered, APPELLANT ORLANDO ORTIZ requests that the Court extend time to file his motion for rehearing to today, May 27, 2021, and award such other relief to which APPELLANT is entitled.

Respectfully submitted,

/S/ NOHL BRYANT

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COURT-APPOINTED ATTORNEY FOR APPELLANT

CERTIFICATE OF SERVICE

I certify that the foregoing instrument has been served on May 27, 2021 on the persons named below, in the manner described adjacent to their respective names, all in accordance with Rule 9.5 of the Rules of Appellate Procedure.

HON. AUDREY GOSSETT LOUIS

VIA ELECTRONIC SERVICE

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